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13
14 IN THE UNITED STATES DISTRICT COURT
15 FOR THE NORTHERN DISTRICT OF CALIFORNIA
16 OAKLAND DIVISION

17 UNITED STATES OF AMERICA,

18 Plaintiff,

19 v.

20 MASHAVU TURNER,

21 Defendant.

22 Case No.: 4:21-mj-70536 MAG

23 **STIPULATION AND ORDER TO
CONTINUE STATUS HEARING,
EXCLUDE TIME UNDER THE
SPEEDY TRIAL ACT, AND WAIVE
TIME UNDER RULE 5.1**

24 Hearing Date: March 8, 2022

25 The above-captioned matter is set on March 8, 2022, at 10:00 a.m., before this Honorable
26 Court, for a status regarding preliminary hearing. The parties jointly request that the Court continue
27 this matter to March 30, 2022. The government has produced discovery, which defense counsel is
28 reviewing and discussing with her client. In addition, the parties are discussing a resolution, and the
requested continuance will enable those discussions by providing additional time for the defense to
investigate and to process the discovery.

For these reasons, the parties agree to continue this matter to March 30, 2022 for a status
hearing on the preliminary hearing or arraignment and to exclude time under the Speedy Trial Act
from March 8, 2022 to March 30, 2022 because the ends of justice served by the continuance

1 outweigh the best interest of the public and the defendant in a speedy trial pursuant to 18 U.S.C. §
2 3161(h)(7)(A). The parties further stipulate and agree that the failure to grant a continuance would
3 unreasonably deny the defendant the reasonable time necessary for effective preparation, taking into
4 account the exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). In addition, the parties
5 agree to waive time under Federal Rule of Criminal Procedure 5.1, from March 8, 2022 to March 30,
6 2022. Mr. Turner consents to this waiver and the parties agree that it takes into account the public
7 interest in the prompt disposition of criminal cases.

8 For these reasons, the parties request that the Court vacate the March 8, 2022 status hearing and
9 reset this case to March 30, 2022. The parties further request that the Court find good cause for
10 extending the time limit for a preliminary hearing under Rule 5.1 and for extending the 30-day time
11 period for an indictment under the Speedy Trial Act as set forth above. *See* Fed. R. Crim. P. 5.1; 18
12 U.S.C. § 3161(b).

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14 IT IS SO STIPULATED.
15

16 Dated: March 7, 2022
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18 JODI LINKER
Federal Public Defender
Northern District of California
19
20 /S/
21 ANGELA M. HANSEN
Assistant Federal Public Defender
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23 STEPHAIN HINDS
United States Attorney
Northern District of California
24
25 /S/
26 NOAH STERN
Assistant United States Attorney
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7 UNITED STATES OF AMERICA,

8 Plaintiff,

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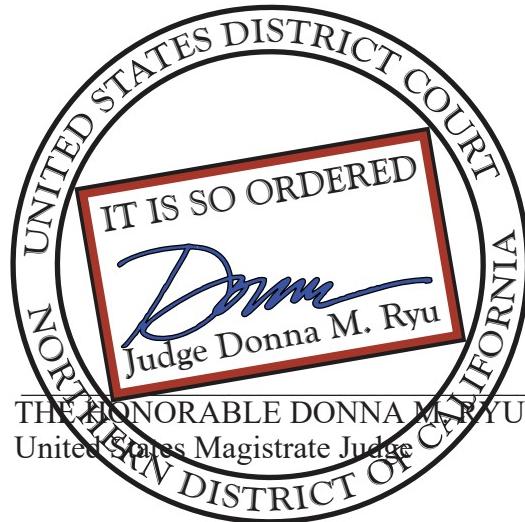
**ORDER TO CONTINUE STATUS
HEARING, EXCLUDE TIME UNDER
THE SPEEDY TRIAL ACT, AND
WAIVE TIME UNDER RULE 5.1**

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13 Based on the reasons provided in the stipulation of the parties above, and for good cause
14 shown, the Court hereby ORDERS that the status hearing date of March 8, 2022, is vacated and reset
15 for a status regarding preliminary hearing or arraignment on March 30, 2022, at 10:00 a.m.

16 It is FURTHER ORDERED that the time is excluded, pursuant to the Speedy Trial Act, 18
17 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), through March 30, 2022. Furthermore, with the consent of the
18 defendant, and taking into account the public interest in the prompt disposition of criminal cases, the
19 preliminary hearing is continued based on the parties' showing of good cause to waive time under
20 Federal Rule of Criminal Procedure 5.1. The Court finds good cause for extending the time limits for
21 a preliminary hearing under Rule 5.1 and for extending the 30-day time period for an indictment
22 under the Speedy Trial Act. Accordingly, IT IS HEREBY ORDERED THAT the waiver of time
23 under Rule 5.1 is effective from March 8, 2022 to March 30, 2022.

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2 IT IS SO ORDERED.
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Dated: March 7, 2022



THE HONORABLE DONNA M. RYU
United States Magistrate Judge